IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CIVIL APPELLATE JURISDICTION

WRIT PETITION NO.937 OF 2006

Indur Kartar Chugani & anr. ..Petitioners.

Vs.

Punjab National Bank Ltd. & anr. ..

Respondents.

....

Mr. S.S. Redij for the Petitioners.

CORAM: DR.D.Y.CHANDRACHUD, J.

10th April, 2006.

P.C. :

The City Civil Court has directed that valuation should be arrived at on the basis of the market value of the flat in question. Prayer clause (a) of the Plaint reads as under :

> "(a) the Defendant No.1 be directed by the Decree and Order of this Hon'ble Court to issue sale certificate in favour of the Plaintiffs in respect of Flat No. 502, 5th floor, Pinky Panorama Co-operative Housing Society Ltd., 6th Road Khar (West), Mumbai 400 052."

Having regard to the nature of the suit and the relief sought, no case for interference under Article 227 of the Constitution is made out. The Petition is dismissed.